IN THE HIGH COURT OF GUJARAT AT AHMEDABAD

SPECIAL CIVIL APPLICATION No. 8450 of 2000

For Approval and Signature:

HON'BLE MR JUSTICE KS JHAVERI

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1 Whether Reporters of Local Papers may be allowed to see the judgment ?

2 To be referred to the Reporter or not ?

3 Whether their Lordships wish to see the fair copy of the judgment ?

4 Whether this case involves a substantial question of law as to the interpretation of the constitution of India, 1950 or any order made thereunder ?

5 Whether it is to be circulated to the civil judge ?

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TATA CHEMICALS LTD - Petitioner(s)

Versus

CHEMICALS SKILLED MAZDOOR SANGH & 3 - Respondent(s)

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Appearance :

KUNAL NAIK For M/S TRIVEDI & GUPTA for Petitioner No(s).: 1.

RULE SERVED for Respondent No(s).: 1, 3,4.

MR MUKESH H RATHOD for Respondent No(s).: 1,3.

MS HANSA PUNANI A.G.P. for Respondent No(s).: 2.

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CORAM : HON'BLE MR JUSTICE KS JHAVERI

Date : 04/08/2005

ORAL JUDGMENT

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1. The petitioner by way of this petition has prayed for the following reliefs :-

(a) Your Lordships may be pleased to

issue a writ of mandamus or a writ in the nature of mandamus or an appropriate writ, order or direction holding and declaring that the impugned order at annexure-A passed by respondent no. 2 is illegal, arbitrary, unreasonable, unjustified and violative of Articles 14 and 19 (1) (g) of the Constitution of India;

(b) Your Lordships may be pleased to issue a writ of mandamus or a writ in the nature of mandamus or a writ of certiorari or a writ in the nature of certiorari or any other appropriate writ, order or direction quashing and setting aside the impugned order dated 24.1.2000 (annexure-A)passed by respondent no. 2 in P.A. No. 1/99;

(c) Your Lordships may be pleased to issue a writ of mandamus or a writ in the nature of mandamus or a writ in the nature of mandamus or any other appropriate writ, order or direction holding and declaring that respondent no. 2 has not diligently complied with the provisions and requirements prescribed by law and/or has not followed the procedure prescribed by law while passing the impugned order dated 24.1.2000 (annexure-A);

(d) Pending hearing and final disposal of the present petition, Your Lordships may be pleased to stay implementation, operation and execution of the impugned order dated 24.1.2000 (Annexure-A)

(e) .....

(f) .....

2. Having perused the materials produced on record,

it transpires that this Court while admitting the matter on 9th July, 2001, has not granted any stay order. However, in view of the order passed in Special Civil Application NO. 1723 of 1999, protection as prayed for was granted and, therefore, the matter has become academic. Hence, the petition stands disposed of. Rule is discharged with no order as to costs. Liberty to apply in case of difficulty.

[K.S. JHAVERI, J.]

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